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**From:** Ken Lederman <ken.lederman@foster.com>  
**Sent:** Thursday, April 16, 2020 9:48 AM  
**To:** Leefers, Kristin  
**Subject:** RE: EPA re Former Kaiser Smelter cleanup options

Thanks Kris – and please call me Ken. Tomorrow at 3:00 is great, look forward to it.

**Ken Lederman**  
**Principal**

**Foster Garvey PC**  
*Direct:* 206.447.6267  
*Cell:* 206.595.0680  
[ken.lederman@foster.com](mailto:ken.lederman@foster.com)

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**From:** Leefers, Kristin [mailto:Leefers.Kristin@epa.gov]  
**Sent:** Thursday, April 16, 2020 9:25 AM  
**To:** Ken Lederman  
**Subject:** RE: EPA re Former Kaiser Smelter cleanup options

Good Morning Mr. Lederman,

My family and I are safe and doing well, all things considered. I hope you and yours are doing well also.

I am glad to hear that Spokane Recycling is making progress on retaining an attorney. I am not available today at 4pm, but I am available tomorrow at 3pm. I will send you a calendar invitation shortly with a conference call-in number.

I look forward to meeting you over the phone and discussing this matter further.

Sincerely,  
Kris

Kris Leefers  
Assistant Regional Counsel  
Deputy Unit Dive Officer  
U.S. Environmental Protection Agency, Region 10  
1200 Sixth Avenue, Suite 155  
M/S: 11-C07  
Seattle, Washington 98101  
206-553-1532  
[leefers.kristin@epa.gov](mailto:leefers.kristin@epa.gov)

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**From:** Ken Lederman <[ken.lederman@foster.com](mailto:ken.lederman@foster.com)>  
**Sent:** Thursday, April 16, 2020 8:27 AM

**To:** Leefers, Kristin <[Leefers.Kristin@epa.gov](mailto:Leefers.Kristin@epa.gov)>  
**Cc:** Ken Lederman <[ken.lederman@foster.com](mailto:ken.lederman@foster.com)>  
**Subject:** FW: EPA re Former Kaiser Smelter cleanup options

Ms. Leefers – good morning. I hope that you and your family are safe and secure in these difficult times.

I am in the process of formalizing my retention as counsel for Spokane Recycling LLC regarding the matters discussed in the attached email. I would like to set up a time to connect with you to discuss the proposal and the path forward towards effectuating a settlement. Are you available for a call today at 4:00 pm or tomorrow at 3:00 pm?

My contact info is attached, I look forward to working with you. Cheers.

**Ken Lederman**  
**Principal**

**Foster Garvey PC**  
*Direct:* 206.447.6267  
*Cell:* 206.595.0680  
[ken.lederman@foster.com](mailto:ken.lederman@foster.com)

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**From:** Leefers, Kristin <[Leefers.Kristin@epa.gov](mailto:Leefers.Kristin@epa.gov)>  
**Sent:** April 14, 2020 3:50 PM  
**To:** Paramjit Hothi (b) (6)  
**Subject:** RE: EPA re Former Kaiser Smelter cleanup options

Good Afternoon Mr. Hothi,

If you have an attorney now, please give them my contact information as soon as possible so we can proceed with these settlement discussions.

In short, here is the settlement offer from EPA:

- \$0 payment from Spokane Recycling for cleanup
- waiver of liability for Spokane Recycling for costs associated with the current cleanup proposal
- Spokane Recycling will provide access to the property to EPA, the state, and Kaiser Aluminum Investments Company to conduct cleanup work
- Spokane Recycling will revoke the stormwater conveyance easement from the Kaiser Aluminum Investments Company property
- Spokane Recycling will apply for groundwater discharge permits as needed
- Spokane Recycling will maintain the groundwater infiltration system going forward

The current cleanup proposal consists of EPA removing source materials from the Spokane Recycling property, including galbestos (PCB/asbestos) siding on buildings, TSI pipe wrap containing asbestos, and high priority waste piles. In addition, Kaiser Aluminum Investments Company would clean up sediment ponds on its property and construct the new groundwater infiltration system on Spokane Recycling's property.

As you know, there are many moving parts to this proposed cleanup, and many parties involved. EPA needs to continue to make progress towards planning and reaching a settlement so that cleanup can proceed as soon as

possible this summer. Please provide a response by the end of the week, and contact information for your attorney as soon as you have one.

This email should be considered confidential and should not be shared with parties who are not participating in these settlement negotiations. Nothing in this email is binding on EPA, Kaiser Aluminum Investments Company, or Spokane Recycling. This is a proposal for a cleanup settlement and creates no legal rights or responsibilities.

Sincerely,  
Kris

Kris Leefers  
Assistant Regional Counsel  
Deputy Unit Dive Officer  
U.S. Environmental Protection Agency, Region 10  
1200 Sixth Avenue, Suite 155  
M/S: 11-C07  
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**From:** Paramjit Hoth (b) (6)  
**Sent:** Monday, April 13, 2020 4:24 PM  
**To:** Leefers, Kristin <[Leefers.Kristin@epa.gov](mailto:Leefers.Kristin@epa.gov)>  
**Cc:** Doug Byrd <[doug@bydrealestategroup.com](mailto:doug@bydrealestategroup.com)>; Savannah Organ <[savannah@bydrealestategroup.com](mailto:savannah@bydrealestategroup.com)>  
**Subject:** EPA re Former Kaiser Smelter cleanup options

Hi Kristin,

I am writing as a follow up from our conference call on April 7 in which you had asked me to respond back if we were in agreement with what was discussed.

We need to address some issues with an attorney and as you know this has been a big obstacle in this process. We are in talks with a potential attorney and hopefully can retain one by the end of this week. I was wondering if you could send me your verbal settlement in written form so that I can relay this to our attorney and get things moving.

Thanks,  
Parm

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**From:** Leefers, Kristin <[Leefers.Kristin@epa.gov](mailto:Leefers.Kristin@epa.gov)>  
**Sent:** April 2, 2020 3:34 PM  
**To:** Paramjit Hothi (b) (6)  
**Subject:** RE: meet with EPA re Former Kaiser Smelter cleanup options

Thank you. I will send a meeting invitation to you shortly with the conference call information.

Sincerely,  
Kris

Kris Leefers  
206-553-1532

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**From:** Paramjit Hothi (b) (6)  
**Sent:** Thursday, April 02, 2020 2:41 PM  
**To:** Leefers, Kristin <[Leefers.Kristin@epa.gov](mailto:Leefers.Kristin@epa.gov)>  
**Subject:** Re: meet with EPA re Former Kaiser Smelter cleanup options

Hi Kristin,

April 7 at 2pm works for us.

Thanks,  
Davinder

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**From:** Leefers, Kristin <[Leefers.Kristin@epa.gov](mailto:Leefers.Kristin@epa.gov)>  
**Sent:** April 2, 2020 9:26 AM  
**To:** Diamond (b) (6)  
**Subject:** RE: meet with EPA re Former Kaiser Smelter cleanup options

Can you please resend your message Mr. Hothi? Nothing came through to my email.

Thanks,  
Kris

Kris Leefers  
206-553-1532

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**From:** Diamond (b) (6)  
**Sent:** Wednesday, April 01, 2020 10:38 PM  
**To:** Leefers, Kristin <[Leefers.Kristin@epa.gov](mailto:Leefers.Kristin@epa.gov)>  
**Subject:** Re: meet with EPA re Former Kaiser Smelter cleanup options

Sent from my iPhone

On Mar 31, 2020, at 2:56 PM, Leefers, Kristin <[Leefers.Kristin@epa.gov](mailto:Leefers.Kristin@epa.gov)> wrote:

Good Afternoon Mr. Hothi-

I hope this email finds you and your family in good health during these trying times. I'm writing today to propose a conference call with EPA (myself, Brooks Stanfield, and Jeff Fowlow), to discuss a settlement offer with Spokane Recycling and the two cleanup options we are currently

considering. The three of us are available at the following times: Thursday, April 2, 1-3pm; Monday, April 6, 10am-12pm; Tuesday, April 7, 1:30-3:30pm.

I know you and Mrs. Hothi had stated a preference to meet in person, however that will obviously not be possible in the current situation. I'm hopeful we can proceed with conference calls for now. Please let me know which of those times you prefer, and I will send you the conference call information. If none of those times work for you, please propose an alternative time and date.

Sincerely,  
Kris

Kris Leefers  
Assistant Regional Counsel  
Deputy Unit Dive Officer  
U.S. Environmental Protection Agency, Region 10  
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